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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/675,280	07/01/96	WEBER	R TI-19646:1

RENE E GROSSMAN
TEXAS INSTRUMENTS INC
PATENT DEPARTMENT M/S 219
P O BOX 655474
DALLAS TX 75265

QM61/0910

EXAMINER	
ATKINSON, C	
ART UNIT	PAPER NUMBER
3743	106 23

DATE MAILED: 09/10/98

Please find below a communication from the EXAMINER in charge of this application.

Commissioner of Patents

Information Disclosure Statement

The information disclosure statement filed June 22, 1998 fails to comply with 37 CFR §

1.97(d) because the information disclosure statement must be accompanied by:

- (1) A certification as specified in paragraph (e) of this section;
 - (2) A petition requesting consideration of the information disclosure statement; and
 - (3) The petition fee set forth in § 1.17(I).
- (e) A certification under this section must state either:

(1) That each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement, or

(2) That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known

to any individual designated in § 1.56(c) more than three months prior to the filing of the statement. The information disclosure statement filed June 22, 1998 fails to comply with 37 CFR § 1.97(d) because

Furthermore, the information disclosure statement fails to comply with 37 CFR § 1.98(3) because applicant failed to provide a concise explanation of the relevance of the non-English language references and only a one page ABSTRACT is provided for foreign reference number 04044352.

The information disclosure statement has been placed in the application file, but the information referred to therein has not been considered as to the merits.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christopher Atkinson whose telephone number is (703) 308-2603 (FAX (703) 308-7765).

C.A.

C.A.

September 9, 1998

CHRISTOPHER ATKINSON
PATENT EXAMINER


Ira S. Lazarus
Supervisory Patent Examiner
Group 3700